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Advantia Law Group

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FAX COVER SHEET

DATE: December 7, 2007
FAX #: 1-571-273-8300, Art Unit 3633
TO: Examiner – CAJILIG, Christine T.
FROM: Andrea Birch, Assistant to Michael Starkweather
RE: Request for Continued Examination

Number of Pages including cover page: 5

Docket No.: 3053.2.1 NP
First Named Inventor: Bryan M. Buchi
Serial No.: 10/826,990 Filing Date: 04/19/2004
Assignee/Mark: _____
Date Faxed: December 7, 2007

Please acknowledge receipt of:

- ☐ Application _____ Pages
☐ Provisional ☐ Design ☐ Cont. ☐ Div. ☐ RCE
☐ Utility Total Claims _____ Indep Claims _____
☐ Drawings _____ Sheets _____ Figures _____
- ☐ Affidavit
☐ Amendment
☐ Assignment ☐ Cover Sheet ☐ Fee
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☐ IDS, ☐ Form SB/08 ☐ References
☐ Issue Fee Transmittal
☐ Maintenance Fee Transmittal _____ Year
☐ Petition
☒ Request for Continued Examination (RCE)
☐ Request for Certification for Non-Publication
☐ Response to Advisory Action
☐ Response to Office Action
☐ Response to Restriction Requirement
☐ Revocation of POA/Change of Address Form
☒ Transmittal Letter or Form
☐ Processing Fee – PTO/SB/17i
☒ RCE Transmittal – PTO/SB/30
☒ ATTORNEY: MWS 34,441 JPW 55,714
☐ EXPRESS MAIL NO.: _____

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): BRYAN M. BUCHI
SERIAL NO.: 10/826,990
FILING DATE: 04/19/2004
TITLE: WINDOW WELL LINER
ATTY. DOCKET. NO.: 3053.2.1 NP

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the USPTO, facsimile number 571-273-8300 to Mail Stop Amendment, Commissioner for Patents.

December 7, 2007
Date

Andrea Birch
Andrea Birch, Legal Assistant

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith are the following documents:

- Certificate of Transmission (above)
- Request for Continued Examination (RCE)
- Fax Cover Sheet with Postcard
- Credit Card Payment Form
- RCE Form PTO/SB/30

Respectfully submitted,

Michael W. Starkweather
Michael Starkweather, Reg. No. 34,441
9035 South 1300 East, Suite 200
Sandy, UT 84094

Dated: December 7, 2007

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PATENT APPLICATION
Docket No.: 3053.2.1 NP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|---------------|-------------------|------------------------------------|
| Applicant(s): | Bryan M. Buchi | |
| App. No.: | 10/826,990 | Art Unit: 3633 |
| Filing Date: | 04/19/2004 | Examiner: CAJILIG, Christine T. |
| For: | WINDOW WELL LINER | |

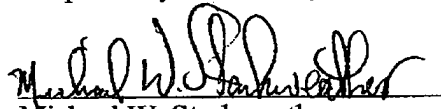
REQUEST FOR CONTINUED EXAMINATION

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Examining Authorities Written Action, mailed 10/30/2007,
applicant respectfully requests continued examination.

Respectfully Submitted,


Michael W. Starkweather
Registration No. 34,441
Attorney for Applicant

Date: December 7, 2007
Advantia Law Group
9035 South 1300 East, Suite 200
Sandy, Utah 84094
Telephone: 801-272-8368

PTO/SB/30 (04-05)

Approved for use through 07/31/2006, OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request
for
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

| | |
|------------------------|-----------------------|
| Application Number | 10/826,990 |
| Filing Date | 04/19/2004 |
| First Named Inventor | Bryan M. Buchi |
| Art Unit | 3633 |
| Examiner Name | Cajilig, Christine T. |
| Attorney Docket Number | 3053.2.1 NP |

**RECEIVED
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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/ Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. _____. I have enclosed a duplicate copy of this sheet.

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☒ Payment by credit card (Form PTO-2038 enclosed)

12/10/2007 VBUI11 00000051 10026990

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|--------------------------------|------------------|------------------|
| Signature | <i>Michael W. Starkweather</i> | Date | December 7, 2007 |
| Name (Print/Type) | Michael W. Starkweather | Registration No. | 34,441 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

| | | | |
|-------------------|---------------------|------|------------------|
| Signature | <i>Andrea Birch</i> | Date | December 7, 2007 |
| Name (Print/Type) | Andrea Birch | | |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.